IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 26458 of 1997

Between:

1 Andalamma Waddera Labour Contract Co-op. Society Ltd.

rep. by President Eddamma, W/o Rama Chandraiah

Gandhinagar, Nalgonda

2 Ramachandra Labour Contract Co-op. Society Ltd. rep. by

President K. Ramachandraiah

Dandempalli, Nalgonda Dist.

3 Waddera Labour Casual Contract Society rep. by President

V. Bhiksham , Gandhamvarigudem, Nalgonda District.

..... PETITIONERS

AND

1 The State of A.P. rep. by Secretary, Finance & Planning
Secretariat Buildings, Hyderabad
2 The Chief Engineer
Erramanzil, Hyderabad
3 Supdt. Engineer Irrigation Circle, Hyd.
Hyderabad.
(Dismissed for default as per court order dt.24/8/2000)
4 Superintending Engineer R & B Circle, Hyderabad
Hyderabad
5 Executive Engineer R & B Circle,
Nalgonda
6 Superintending Engineer
Panchayat Raj Circle, Nalgonda

7 Superintending Engineer
Public Health, West Circle, Hyderabad
8 Superintending Engineer

SLBC Circle, I & II, Nalgonda
(Dismissed for default as per court order dt.24/8/2000)
9 Superintending Engineer

Canal Circle, N.S.P., Tekupalli, Khammam Dist.
(Dismissed for default as per court order dt.24/8/2000)
10 Executive Engineer Canal Maintanance Division,
Miryalaguda, Nalgonda Dist.
11 Executive Engineer (dismissed)
Telecommunication Division, Nalgonda
(Dismissed for default as per court order dt.24/8/2000)
12 Superintending Engineer
Irrigation Circle, Warangal
13 Executive Engineer, S.C. Corporation,
Nalgonda

11th respondent is not a necessary party in this writ petition and hence R-11 is deleted.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ or direction, more particularly, one in the nature of a WRIT OF MANDAMU: i. declaring the action of the respondent No.1 directing the Authorities vide his Memo No.1364/22/CTS-XVI/REV/95 dt: 24-1-96, to insist on submission of Tax Clearance Certificate from the Commercial Tax Departments along with the Tenders and also insisting on payment of Earnest Money Deposit from the petitioners as arbitrary, illegal and violative of Arts. 14 & 16 of the Constitution of India and the same is liable to be set aside. ii. to award costs to the petitioners.

Counsel for the Petitioner:MR.S.V.ANAND RAO

Counsel for the Respondent No.: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following :

THE HON'BLE MR JUSTICE N.V. RAMANA

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WRIT PETITION NO : 26458 of 1997

ORDER:

Learned counsel for the petitioners represents that the cause in this writ petition does not survive and it has become infructuous.

Recording the same, the Writ Petition is dismissed as having become infructuous. No costs.

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(N.V. RAMANA, J)

Date: 28th March, 2005.

mrb

To

1. The Secretary to Government, Finance & Planning
   Secretariat Buildings, Hyderabad
2. The Chief Engineer, Erramanzil, Hyderabad
3. Superintending Engineer Irrigation Circle, Hyderabad.

4. Superintending Engineer R & B Circle, Hyderabad
5. Executive Engineer R & B Circle, Nalgonda
6. Superintending Engineer, Panchayat Raj Circle, Nalgonda
7. Superintending Engineer, Public Health, West Circle,

Hyderabad
8. Superintending Engineer, SLBC Circle I & II, Nalgonda.

9. Superintending Engineer, Canal Circle, NSP, Tekulapalli,

Khammam District.

10. Executive Engineer Canal Maintenance Division,
    Miryalaguda, Nalgonda District.
11. Superintending Engineer-I, Irrigation Circle, Warangal
12. Executive Engineer, S.C. Corporation, Nalgonda.

13. Executive Enginner, Tele Communication Division, Nalgonda.

14. Two CCs to GP for Irrigation & COMM., Area Development, High Court Buildings, Hyderabad(OUT).

15. Two CD copies.